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9 UNITED STATES DISTRICT COURT  
10 EASTERN DISTRICT OF CALIFORNIA  
11

12 NUTRISHARE, INC., a California corporation,  
13 Plaintiff,  
14 v.  
15 BioRx, LLC, an Ohio Limited Liability  
Company,  
16 Defendant.  
17

Case No. 2:08-cv-01252-WBS-EFB

Complaint filed June 4, 2008

**[PROPOSED] ORDER GRANTING  
DEFENDANT'S EX PARTE APPLICATION  
FOR CONTINUANCE OF HEARING DATE  
ON PLAINTIFF'S MOTION FOR  
PRELIMINARY INJUNCTION**

18 The Court, having considered Defendant's *Ex Parte* Application for Continuance of  
19 Hearing Date on Plaintiff's Motion for Preliminary Injunction, and finding good cause, hereby  
20 grants Defendant's Application. In the event the Court denies Defendant's motion to dismiss  
21 and/or transfer, the hearing date on Plaintiff's Motion for Preliminary Injunction shall be continued  
22 to \_\_\_\_\_, 2008 at \_\_\_\_\_ a.m./p.m. Any Opposition and Reply  
23 papers to the Motion for Preliminary Injunction shall be filed pursuant to Local Rule 78-230 based  
24 on the new hearing date.

25 IT IS SO ORDERED.

26  
27 Dated: \_\_\_\_\_, 2008

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THE HONORABLE WILLIAM B. SHUBB  
Judge, United States District Court